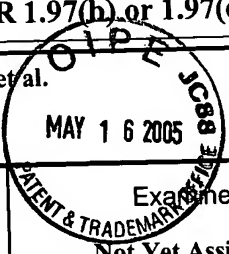


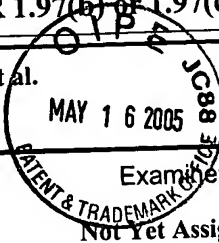
Ifu

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 37 CFR 1.97(b) or 1.97(c))				Docket No. 45568-00457	
In Re Application Of: SCHNEIDER, et al.					
					
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/821,721	April 9, 2004	Not Yet Assigned	25231	2644	1511
Title: IMPLANTABLE HEARING AID TRANSDUCER RETENTION APPARATUS					
Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450					
37 CFR 1.97(b)					
1. <input checked="" type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.					
37 CFR 1.97(c)					
2. <input type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:					
<input type="checkbox"/> the statement specified in 37 CFR 1.97(e);					
OR					
<input type="checkbox"/> the fee set forth in 37 CFR 1.17(p).					

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
45568-00457

In Re Application: SCHNEIDER, et al.



Application No.

10/821,721

Filing Date

April 9, 2004

Examiner

Not Yet Assigned

Customer No.

25231

Group Art Unit

2644

Confirmation No.

1511

Title:

**IMPLANTABLE HEARING AID TRANSDUCER RETENTION APPARATUS**

**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☐ The Director is hereby authorized to charge and credit Deposit Account No. \_\_\_\_\_ as described below.
- ☐ Charge the amount of \_\_\_\_\_
- ☐ Credit any overpayment.
- ☐ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

**Certificate of Transmission by Facsimile\***

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. \_\_\_\_\_)

(Date)

Signature

Typed or Printed Name of Person Signing Certificate

**Certificate of Mailing by First Class Mail**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

May 13, 2005

(Date)

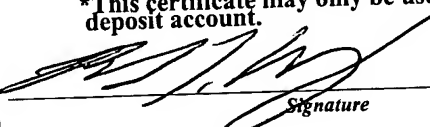
Signature of Person Mailing Correspondence

Bobbie D. Simon

Typed or Printed Name of Person Mailing Certificate

\*This certificate may only be used if paying by deposit account.

Dated: May 13, 2005

  
Russell T. Manning, Esq.  
Registration No. 51,260  
MARSH FISCHMANN & BREYFOGLE LLP  
3151 South Vaughn Way, Suite 411  
Aurora, Colorado 80014  
(720)562-5502

CC:



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

SCHNEIDER, et al.

Serial No.: 10/821,721

Filed: April 9, 2004

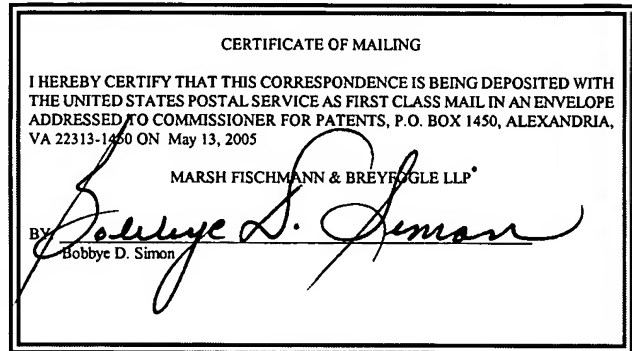
Confirmation No.: 1511

Atty. File No.: 45568-00457

For: "IMPLANTABLE HEARING AID  
TRANSDUCER RETENTION  
APPARATUS"

) Group Art Unit: 2644  
)  
) Examiner: Not Yet Assigned  
)

) INFORMATION DISCLOSURE STATEMENT  
)



Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

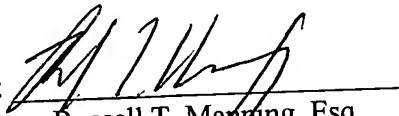
Pursuant to Applicant's duty of disclosure under 37 CFR § 1.56 and 37 CFR §§ 1.97-1.98, Applicant hereby submits the enclosed PTO Form 1449, although Applicant does not admit that any of such documents, alone or in any combination, is considered to be material to patentability as defined in 37 CFR § 1.56(b). Moreover, the inclusion of these documents is not to be construed as an admission by Applicant that each such document is prior art as to the above-identified application.

Pursuant to the Official Gazette Notice of August 5, 2003, copies of any U.S. Patents or published U.S. Patent Applications are not being submitted herewith. Copies of any foreign patent and non-patent documents are submitted herewith.

Respectfully submitted,

MARSH FISCHMANN & BREYFOGLE LLP

By:

A handwritten signature in black ink, appearing to read "R. T. Manning", is written over a horizontal line.

Russell T. Manning, Esq.

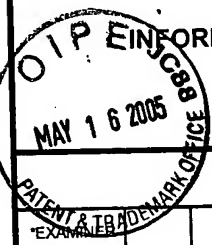
Registration No. 51,260

3151 South Vaughn Way, Suite 411

Aurora, Colorado 80014

(720)562-5502

Date: May 13, 2005



**INFORMATION DISCLOSURE CITATION**  
(Use several sheets if necessary)

ATTY DOCKET NO.  
45568-00457

SERIAL NO.  
10/821,721

FILING  
April 9, 2004

GROUP  
2644

**U.S. PATENT DOCUMENTS**

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6,537,201	03/25/2003	Kasic II, et al.	600	25	
	6,491,622	12/10/2002	Kasic II, et al.	600	25	
	6,705,985	03/16/2004	Easter, et al.	600	25	
	6,517,476	02/11/2003	Bedoya, et al.	600	25	
	6,620,094	09/16/2003	Miller,	600	25	
	6,707,920	03/16/2004	Miller	381	326	
	6,293,903	09/25/2001	Kasic II, et al.	600	25	
	4,988,333	01/29/1991	Engebretson, et al.	600	25	
	6,726,618	04/27/2004	Miller	600	25	
	6,712,754	03/30/2004	Miller, et al.	600	25	
	5,217,011	06/08/1993	Bisch	128	420.6	

**FOREIGN PATENT DOCUMENTS**

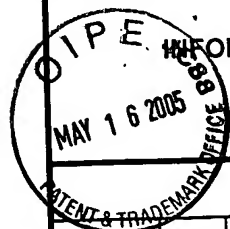
DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
					YES	NO

**OTHER DOCUMENTS** (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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45568-00457SERIAL NO.  
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FILING

April 9, 2004

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2644

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6,547,715	04/15/2003	Miller, et al.	600	25	
	6,537,199	03/25/2003	Miller, et al.	600	25	
	6,398,717	06/04/2002	Leysieffer, et al.	600	25	
	6,077,215	06/20/2000	Leysieffer	600	25	
	5,941,814	08/24/1999	Lehner, et al.	600	25	
	5,788,711	08/04/1998	Lehner, et al.	606	130	
	5,776,144	07/07/1998	Leysieffer, et al.	606	130	

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER

DATE CONSIDERED

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